Previous references.

J.7.68 of 03-04,
Fl: 2nd 164, B-Jan 1904

File No. 46
of 1904-05.

1904

(III- Genl S.)

Later references.

I 2746 of 04-05; 886-6: B. Sept 1904.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 4

PART B. FOR August 1904.

SUBJECT.

Trial of Biga bin Honnura, now undergoing imprisonment in the Mysore Jail.

FILE No. 46 of 1904-05.

Trial of Biga bin *Honura, undergoing sentence of imprisonment in the Mysore Jail.*

1 From the First Assistant to the Resident in Mysore, No. 3783, dated the 6th August 1904.
Forwarding copy of a letter from the District Magistrate, Dharwar, stating that as part of the stolen property with which the prisoner is identified was discovered in his house at Junnur, a village in Shimoga, the District Magistrate would, instead of postponing the trial of the prisoner till date of his release recommended that the prisoner may be tried early by the State Magistrate at Shimoga.

2 To the District Magistrate, Shimoga, No. 354, dated the 10th August 1904.
Enquires if there is any objection to the prisoner being tried for offence committed in the British Territory in the Shimoga District, as required by the District Magistrate, Dharwar.

3 From the District Magistrate, Shimoga, No. 139—12, dated the 12th August 1904.
States that there is no objection to the accused being tried at Shimoga.

G. R. S. 58, 4 To the First Assistant to the Hon'ble the Resident, No. 150, dated 16th August 1904.
States as above and requests that the District Magistrate of Dharwar may be asked to issue necessary instructions to the Police of the Kod Taluk, with regard to the production of evidence, etc., in the case.

J. C. F. 66 of 03-04, Sls. 1 to 4, B. July 1904.

G.R.S. 11] 1904.05

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 46

FILE HEADING.

Trial of Bija bin Honnura, undergoing sentence of imprisonment in Mysore Jail.

From

The First Assistant to the Hon'ble the Resident in Mysore

No. 3783 Dated 6th August. Received 8th August.

Diary No. J 330	Enclos. -	Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards copy of a letter from the District Magistrate, Dharwar, stating that as part of the stolen property with which the prisoner is identified was discovered in the prisoner's house at Jumnur, a village in Shimoga, the Dist. Magistrate would, instead of postponing the trial of the prisoner until the date of release in 1908, recommend the prisoner being tried by the State Magistrate, at Shimoga.

NOTES AND ORDERS.

1. Submit for orders with papers

DMS 8/8/04 RKK 8.8.04

2. We have recently amended the definition of "Hill Tribes" so as to apply to Coorg whether Hills in Mysore are beyond it (I. 410 Note). Hence Bija bin

12.8.04

NOTES—First sheet.

MGCPB—5,000—18-5-04

G.R.S. 12]

General and Revenue Secretariat. | File No. 46 of 1904-05

Serial No.

Hanura can conveniently be tried in Mysore under S. 411 I.P.C.

3. State the facts, and ask the D.M. of Shimoga, whether there is any objection to the trial being conducted at Shimoga.

Draft Sabt (Secy)

5/8/04 10-8-04

10.8.04

4 Draft Issued
10.8.1904

2 To the District Magistrate, Shimoga, No. 354, Dated the 10th August 1904.

Enquires if there is any objection to the trial of Bajja being conducted at Shimoga as required by the District Magistrate, Dharwar.

3 From the District Magistrate, Shimoga No. 135/12 Dated the 12th August 1904.

States that there is no objection to the accused being tried at Shimoga.

A Draft to the Joint Asst. Resident informing

NOTE—Contn. sheet.

MGCPB—10,000—19-4-01

G.R.S. 12]

General and Revenue Secretariat.

File No. 46 of 1904-05

Serial No.

Records rec'd 16.8.04

Same as enclosed. Mrs. the Registrar

15/8/04. 15.8.04

Draft

Draft passed 16.8.1904

4 To the 1st Asst Resident No. 150 of 16/8/04.

States that there is no objection to trial of Bija at Shirsagi & requests that the District Magistrate of Dharwar may be asked to issue necessary instructions to the Police of the Kod Taluk with regard to the production of the evidence at the case

MGCPB—10,000—19-4-04

File No 46
Dl. No 1

J 330

Letter No. 48M dated the 27th July 1904, from the District Magistrate, Dharwar, to the 1st Assistant Resident, Mysore.

Your No. 3206 of 7th instant.

I have the honour to state that, though the theft in question Trial of Biya bin Honura in Mysore. I was committed at Nagwand, a village in the Kod Taluka of this District, part of the stolen property was discovered on 11th September 1902 in the house of the offender, Biya, at Jinnur, a village in the Shikarpur Taluka of the Shimoga District, The offence is, therefore, triable by a State Magistrate as well (Section 181 -(3) Criminal Procedure Code).

2. Instead of postponing commencement of the trial of the prisoner Biya until date of his release(15th October 1908 or 8th April 1909), I recommend, in the interests of justice and promptitude, that the prisoner Biya may be tried as early as may be convenient, by a State Magistrate within the local limits of whose jurisdiction the stolen articles were found. I shall issue the necessary orders to the Police if you have no objection to the adoption of the course proposed by me.

----------oOo---------

The Mysore Resident's Office,

No. 3783 Bangalore, 6th August 1904.

Copy of the foregoing letter is forwarded to the Government of His Highness the Maharaja of Mysore for favour of early remarks, with reference to the correspondence ending with Mr. Venkatavardiengar's

letter

letter No. Pol: 7, dated the 1st July 1904.

First Assistant Resident.

42.

G.R.S. 26]

File No. 46 of 04-05

Serial No. 2

*Diary No. of letter replied to*_____

No. 304 - (46 of 04-5) - 2

9

General and Rev. Secretariat
(Courts)
the 10/8/ 1904.

To

The District Magistrate
of the Shimoga District.

Date of issue 10/8/04

Signed by Mes. H.S. Chandrasekhara Aiyar.

Has the honor to state that the District Magistrate of the Dharwar District reports that part of the stolen property connected with a theft that was committed at Nagwand, a village in the Kod Taluk of the Dharwar District, was discovered at Jinnur, a village in the Shikarpur Taluk of the Shimoga District in the house of Bojja bin Hanuma Convicts ~~Accused~~ in Shimoga Sessions Case No. 29 of 1903-04 & undergoing sentence of imprisonment in the Mysore jail, who is to be released therefrom on the 5th October 1908 or 18th April 1909,

over.

SUBJECT.

1

With reference to postponing the commencement of the trial of the prisoner till the date of his release (October 1908 or April 1909) it is represented, in the interests of justice, that the prisoner may be tried by the State Magistrate within the local limits of whose jurisdiction the stolen articles were found.

Requests therefore to be informed, at an early date, whether there is any objection to the trial being conducted at Shemoga.

By order

10.8.1904

10.8.04

10.8.04

List of enclosures:

Copied by T.R.R. 4-8-04.

Examined by 10.8.04

MGCPB—5,000—20-5-04

III Dun 13/8

(Courts)

Circuit 1394

1904-05

From

M. S. Venkatarama Rao Esqre
Deputy Collector
Shimoga

To

B. Ho. Venkata Narasimha Kaidiengar Esqre
Secretary to the Government
General and Revenue Dept.

Dated 12th August 1904.

Despatched

Received

General No. 139

J No. 12

Enclosure No.

With reference to his docket No. 354 (46 of 1904-05)-2 J. of the 10th instant re the trial of the accused Baja bin Honnappa at Shimoga, states that there is no objection to the accused being tried at Shimoga

Referred to Sessions Judge of Shimoga for report in connection with petition of accused dated 9th instant

5

GWS

Urgent. J 394

1904-05.

From,

C.B. S. Narayana Rao Esqre

District Magistrate

Shimoga

To

B. K. Venkatavardaiengar Esqre

Secretary to the Government

(General and Revenue Depts.

Dated 12th August 1904

(G.O. 139 T.12 His docket. G.C. 354

(46 of 1904-05) J — 2 of the 10th

instant, requesting to inform

whether there is any objection

to try at Shimoga the accused

Puja bin Kenna in whose

house in the village of Jinnur,

Sirsi Taluk, a part of

the stolen property connected

with a theft that was com-

mitted at Nagvanda a village

in the Hood Taluk of the

Dharwar District was discovered

In reply has the honor to state that there is no objection to the accused being tried at Shimoga

Yours obedt

[illegible]

District Magistrate

Shimoga

G.R.S. 26]

File No. 46 of 04-05

Serial No. 4

Diary No. of letter replied to J. 330.

Pol. No. 150

General and Revenue Secretariat .
(Courts.)
the / 190 .

To

The First Assistant to the Hon'ble
the Resident in Mysore.

Date of issue 16-8-1904.

Signed by B K Venkatavaradiyengar

Sir,

In reply to your endorsement No. 3753 dated the 6th August 1904, regarding the trial of Bija bin Honna in the Shimoga District of this State, I am directed to state ~~that the District Magistrate of the Shimoga District reports~~ that the Government of His Highness the Maharaja see no objection to the accused being tried in that District.

2. I ~~am therefore to request~~ may be directed to ask the District Magistrate of Dharwar, ~~may be asked~~ kindly to issue necessary instructions

over.

SUBJECT.

to the Police of the Kod Taluk
with regard to the production
of the evidence &c in the Case.

I have &c

15.8.1904

16.8.1904
Secretary

15/8/04 NR 15-8-04

List of enclosures.

Copied by V.Y.K. 16-8-04

Examined by NR 16.8.04

MGCPB—5,000—20-5-04